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9 **BEFORE THE**
BOARD OF REGISTERED NURSING
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Accusation Against:

Case No. 2010-10

12 **MELINDA ALINE THIEBOLD**
13 **10362 Powderhorn River Court**
14 **Fountain Valley, CA 92708**

A C C U S A T I O N

15 **Registered Nurse License No. RN 621571**

16 Respondent.

17 Complainant alleges:

18 **PARTIES**

19 1. Ruth Ann Terry, M.P.H., R.N. (Complainant) brings this Accusation solely in her
20 official capacity as the Executive Officer of the Board of Registered Nursing, Department of
21 Consumer Affairs.

22 2. On or about July 11, 2003, the Board of Registered Nursing issued Registered Nurse
23 License Number RN 621571 to Melinda Aline Thiebold (Respondent). The Registered Nurse
24 License was in full force and effect at all times relevant to the charges brought herein and will
25 expire on November 30, 2010, unless renewed.

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3. This Accusation is brought before the Board of Registered Nursing (Board),

4. Section 2750 of the Code provides, in pertinent part, that the Board may discipline

5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license

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1 (a) Assaultive or abusive conduct including, but not limited to, those violations
listed in subdivision (d) of Penal Code Section 11160.

2 (b) Failure to comply with any mandatory reporting requirements.

3 (c) Theft, dishonesty, fraud, or deceit.

4 (d) Any conviction or act subject to an order of registration pursuant to Section
5 290 of the Penal Code.

6 **COST RECOVERY**

7 8. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
8 administrative law judge to direct a licensee found to have committed a violation or violations of
9 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
10 enforcement of the case.

11 **CAUSE FOR DISCIPLINE**

12 **(Unprofessional Conduct – Discipline Against Respondent's Oklahoma Nursing License)**

13 9. Respondent is subject to disciplinary action under section 2761, subdivision (a)(4) of
14 the Code in that on or about July 23, 2008, *In the Matter of Melinda Aline Uphold Thiebold, R.N.*,
15 before the Oklahoma Board of Nursing, Respondent entered into a stipulated settlement whereby
16 she voluntarily surrendered her registered nurse license. The underlying allegations were that on
17 or about and between April 3, 2008 and May 13, 2008, while employed in the emergency room of
18 a Tulsa, Oklahoma hospital, Respondent diverted various amounts and strengths of hydrocodone,
19 oxycodone, and Demerol. The controlled substances were charged to various patients without
20 physician orders, and there was no documentation in the patients' records of the administration of
21 the medications. No formal complaint was filed against Respondent by the Oklahoma Board of
22 Nursing and the stipulation was executed for the purpose of avoiding further administrative
23 action. The Oklahoma Board of Nursing's order adopting the stipulation stated that it constituted
24 disciplinary action against Respondent's license and could be used as evidence against
25 Respondent to establish a pattern of behavior and for the purpose of proving additional acts of
26 misconduct.

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PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number RN 621571, issued to Melinda Aline Thiebold;

2. Ordering Melinda Aline Thiebold to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3; and

3. Taking such other and further action as deemed necessary and proper.

DATED: 7/8/09

Ruth Ann Terry

RUTH ANN TERRY, M.P.H., R.N.
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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